

Published on *United States Bankruptcy Court* (http://www.canb.uscourts.gov)

Home > Redacted Documents

Redacted Documents

What is redaction and when does it apply in a bankruptcy case?

Answer:

When a document is redacted, it means that certain text contained in a document filed with the Court is concealed from view for privacy protection. This is an example of how a redaction will appear on a document; with the private information concealed: .

Before a document is filed it must be redacted in accordance with <u>Federal Rule of Bankruptcy Procedure 9037</u> to protect information known as "personal data identifiers" such as, social security and tax identification numbers, birthdates, names of non-<u>debtor</u> minors and financial-account numbers.

What if I need to redact information other than the "personal data identifiers" listed in Federal Rule of Bankruptcy Procedure 9037?

Answer:

To file documents containing redacted information **other than** the "personal data identifiers" listed in Bankruptcy Rule 9037, you must obtain Court approval by filing a <u>Motion to File</u>

<u>Redacted Document</u> in accordance with the Court's procedures for <u>Electronically Filing</u>

<u>Sealed and Redacted Documents</u>. There is no fee to file a Motion to File Redacted Document.

How do I redact information from a document that has already been filed with the Court? Answer:

To redact information contained in a document that is **already** on file with the Court, you must file a <u>Motion to Redact</u> in accordance with the Court's <u>Interim District Procedure for Motions to Redact</u>.

Is there a fee to file a Motion to Redact?

Answer

Yes, a fee is due when a Motion to Redact is filed. For information on fees, see the <u>Court Fee</u> Schedule.

May the filing fee for a Motion to Redact be waived?

Answer:

The judge may waive the fee under appropriate circumstances, in accordance with the <u>Bankruptcy Court Miscellaneous Fee Schedule</u> (see Item 21).

Does the filing fee apply if a Motion to Redact is denied?

Answer:

Yes, the fee is due at the time the Motion to Redact is filed. The ruling on the Motion does not impact collection of the fee.

I filed a Motion to Redact and paid the filing fee, now I want to amend that Motion. Is a new filing fee charged?

Answer:

If your amended Motion to Redact **does not** include additional documents to be redacted, there is no additional fee due.

A new Motion to Redact should be filed if your amended motion includes additional documents for redaction that were not identified in the first Motion, and the appropriate fee should be paid.

Another party filed a Motion to Redact and paid the filing fee. I want to file a Motion to Redact in the same case. Is the filing fee due?

Answer:

Yes, when multiple parties file separate motions to redact in the same case, the filing fee is due for each individual motion.

May one Motion to Redact be filed to redact several documents on file in the same case? What is the total filing fee?

Answer:

Yes, a Motion to Redact may identify several documents on file in the **same** case for redaction. In such instances, the filing fee is due for the one Motion to Redact.

I want to file a Motion to Redact but the case is closed, must I reopen the case and pay the reopening fee?

Answer:

No, reopening a closed case is not required, and so a reopening fee is not due. In accordance with the <u>Bankruptcy Court Miscellaneous Fee Schedule</u> (see Item 11), in the event it becomes necessary to reopen a case solely to redact information pursuant to Federal Rule of Bankruptcy Procedure 9037, a reopening fee is not charged. A fee for filing the Motion to Redact still applies.

<u>Documents on file in several separate cases need redaction, may I file one Motion to Redact (in a single case or miscellaneous proceeding) for all of these affected cases and documents?</u> Answer:

No, a Motion to Redact must be filed directly in each affected case, and the filing fee applies to each Motion to Redact.

Will the Court or Clerk perform the actual redaction of information for the affected

documents?

Answer:

No, the responsibility to redact documents rests with counsel, parties, and others who make filings with the Court.

Source URL (retrieved on 03/04/2017 - 4:52pm):

http://www.canb.uscourts.gov/faq/redacted-documents